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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 NICHIA CORPORATION, No. 06-0162 MMC

12 Plaintiff

13 v.

14 SEOUL SEMICONDUCTOR, LTD., et al.,

15 Defendants

**ORDER GRANTING IN PART
PLAINTIFF'S ADMINISTRATIVE MOTION
TO FILE DOCUMENTS UNDER SEAL;
DIRECTIONS TO CLERK; DIRECTIONS
TO PLAINTIFF; AFFORDING
DEFENDANTS LEAVE TO FILE
SURREPLY; CONTINUING HEARING ON
PLAINTIFF'S MOTION FOR
PERMANENT INJUNCTION**

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18 Before the Court is plaintiff's "Administrative Motion to File Documents Under Seal,"
19 filed January 4, 2008, by which plaintiff seeks leave to file under seal the unredacted
20 version of its reply in support of its motion for a permanent injunction and the unredacted
21 version of Exhibit A to the Declaration of Jason M. Julian, said exhibit being the Declaration
22 of Daniel Doxsee. According to plaintiff, the reply and the Doxsee Declaration "include
23 information about [plaintiff's] customers, pricing and sales." (See Julian Decl., filed January
24 4, 2008, ¶ 5.)

25 The Local Rules of this District require that a request to seal be "narrowly tailored to
26 seek sealing only of sealable material." See Civil L.R. 79-5(a). Plaintiff has not publicly
27 filed a redacted version of the Doxsee Declaration. The only information included in the
28 Doxsee Declaration that is properly sealable is the dollar amount set forth in ¶ 6 therein,

1 because the other information contained therein relating to plaintiff's "customers, pricing
2 and sales," specifically, the location of plaintiff's customers, the name of a product sold by
3 plaintiff, and the years of plaintiff's sales as to which such figure pertains, is set forth in the
4 redacted version of plaintiff's reply as filed in the public record. (See Docket # 958 at 3:24-
5 27.)

6 Accordingly, plaintiff's administrative motion is hereby GRANTED in part, as follows:

7 1. The Clerk is DIRECTED to file under seal the unredacted version of plaintiff's
8 Reply to Seoul Semiconductor's Opposition to Nichia's Motion for Permanent Injunction,
9 and the unredacted version of Exhibit A to the Declaration of Jason M. Julian.

10 2. Plaintiff is DIRECTED to file in the public record, no later than January 14, 2008,
11 a redacted version of the Doxsee Declaration in which only the dollar amount set forth in
12 ¶ 6 is redacted therefrom.

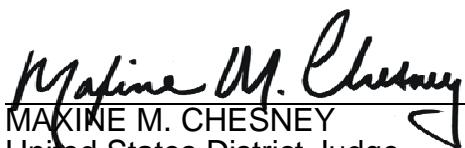
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14 Further, because plaintiff has submitted new evidence with its reply, defendants
15 have not had the opportunity to respond thereto. Accordingly, defendants will be afforded
16 leave to file a surreply, no later than January 18, 2008 and not to exceed three pages
17 exclusive of exhibits, said surreply being limited to a response to the new evidence offered
18 with plaintiff's reply.

19 The hearing on plaintiff's motion for a permanent injunction is hereby CONTINUED
20 to February 8, 2008, at 9:00 a.m.

21 **IT IS SO ORDERED.**

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23 Dated: January 9, 2008
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MAKINE M. CHESNEY
United States District Judge

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